

Practitioner's Docket No. 1-23339

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REISSUE APPLICATION SUPPLEMENTAL DECLARATION
(BY INVENTOR(S) OR ASSIGNEE)**

NOTE: For any error corrected, which is not covered by the declaration previously submitted in the reissue application, a supplemental declaration must be submitted, before allowance, stating that every such error arose without any deceptive intention on the part of the applicant.

(complete A or B)

A. ☒ DECLARATION BY THE INVENTOR(S)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is described and claimed in letters patent number 5941608, granted on 8/24/99, and in the subject matter in the amendment

☒ submitted herewith, and for which a reissue patent is sought on the invention entitled "ELECTRONIC BRAKE MANAGEMENT SYSTEM WITH MANUAL FAIL SAFE," the specification of which was filed on August 24, 2001, as reissue application number 09/939,509.

B. ☐ DECLARATION BY ASSIGNEE

NOTE: The assignee of the entire interest may make the declaration, if the reissue application does not seek to enlarge the scope of the claims of the original patent. 37 C.F.R. § 1.172.

(type or print name of declarant) Title

of _____
Name of company or legal entity on whose behalf declarant is authorized to sign

declare that I am a citizen of _____ and resident of _____, that the entire title to letters patent number _____ for _____ granted on _____

to _____
Inventor(s)

is vested in _____
Name of company or legal entity

that I believe said named inventor(s) to be an original, first and sole inventor (*if only one name is listed*) or an original, first and part inventor (*if plural names are listed*) of the subject matter that is described and claimed in the aforesaid letters patent number _____, granted on _____, and in the subject matter in the amendment

☐ submitted herewith,

☐ filed on _____

and for which invention I solicit a reissue patent.

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR
(37 C.F.R. § 1.175)**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, I acknowledge the duty to disclose information that is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent.

- ☐ In compliance with this duty, there is attached an information disclosure statement in accordance with 37 C.F.R. § 1.98.

**STATEMENT OF INOPERATIVENESS OR INVALIDITY
OF ORIGINAL PATENT (37 C.F.R. § 1.175)**

I verily believe the original patent to be:

- ☒ partly
☐ wholly

Inoperative or invalid by reason of (37 C.F.R. § 1.175(a)(1)):

(check all items that may apply)

- ☐ a defective specification
☐ a defective drawing
☒ the patentee claiming more or less than the patentee had a right to claim in the patent.

NOTE: At least one error must be relied upon as the basis for the reissue. 37 C.F.R. § 1.175(a)(1). Having once stated an error upon which the reissue is based, unless all errors previously stated in the declaration are no longer being corrected, a subsequent declaration need not specifically identify any other error(s) being corrected. 37 C.F.R. § 1.175(c).

That the error(s) listed above, which is/are being corrected, up to the time of the filing of this reissue supplemental declaration, arose without any deceptive intention on the part of the applicant. (37 C.F.R. § 1.175(a)(2)).

- ☐ Corroborating statements of others accompany this declaration.

**STATEMENT OF INOPERATIVENESS OR INVALIDITY
OR INVALIDITY OF ORIGINAL PATENT
(continued)**

The attorney of record failed to appreciate the full scope of the invention in that the attorney of record failed to appreciate that an aspect of the invention was that the backup source of pressurized hydraulic fluid, which may be a master cylinder, supplied two fluid conduits (or two brake circuits), each supplying a respective one of two brakes on a vehicle axle. None of the claims of the issued patent are directed to this patentable aspect of the invention, as patentee had a right to claim.

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

☒ **BY THE INVENTOR(S)**

Full name of **sole** or **first** inventor Gregory P. Campau

Inventor's signature _____

Date _____ Country of Citizenship U.S.

Residence 47881 Thoreau, Plymouth, Michigan 48170

Post Office Address Same

Full name of **second** joint inventor, if any Andrew W. Kingston

Inventor's signature _____

Date _____ Country of Citizenship Great Britain

Residence _____

Post Office Address _____

☐ **BY ASSIGNEE OR PERSON AUTHORIZED TO SIGN ON BEHALF OF ASSIGNEE**

NOTE: Even though inventor(s) do not sign, complete above information for inventor(s).

(complete the following, if applicable)

(type name of assignee)

Address of assignee

Title of person authorized to sign on behalf of assignee

☐ Assignment recorded in P.T.O. on _____
Reel _____
Frame _____

☐ A separate

☐ "ASSIGNMENT (DOCUMENT) COVER SHEET"

or

☐ FORM PTO 1595

is submitted herewith along with the assignment.

Full name of third inventor: Robert L. Ferger

Inventor's signature _____ Date: _____

Residence: _____

Citizenship: Germany Post Office Address: Same

Full name of fourth inventor: Thomas Weigert

Inventor's signature _____ Date: _____

Residence: _____

Citizenship: Germany Post Office Address: _____

Full name of fifth inventor: Salvatore Oliveri

Inventor's signature _____ Date: _____

Residence: _____

Citizenship: Italy Post Office Address: _____

Full name of sixth inventor: Blaise J. Ganzel

Inventor's signature _____ Date: _____

Residence: 3317 Alton Court, Ann Arbor, Michigan 48105

Citizenship: U.S. Post Office Address: Same

Full name of seventh inventor: Mark S. Luckevich

Inventor's signature _____ Date: _____

Residence: 3400 Pittsview Drive, Ann Arbor, Michigan 48108

Citizenship: U.S. Post Office Address: Same